

1 ADRIENNE C. PUBLICOVER (SBN 161432)  
2 MICHAEL K. BRISBIN (SBN 169495)  
3 WILSON, ELSER, MOSKOWITZ,  
4 EDELMAN & DICKER LLP  
5 525 Market Street, 17<sup>th</sup> Floor  
6 San Francisco, CA 94105  
7 Telephone: (415) 433-0990  
Facsimile: (415) 434-1370

5 Attorneys for Defendants

6 **AMERICAN GENERAL LIFE INSURANCE COMPANY**  
7 erroneously sued as **AMERICAN GENERAL LIFE COMPANIES**,  
and **AMERICAN GENERAL ASSURANCE COMPANY**

8

9 **UNITED STATES DISTRICT COURT**

10 **SOUTHERN DISTRICT OF CALIFORNIA, SAN DIEGO DIVISION**

11

12 DEBORAH L. ZAPPA, an individual, ) Case No. CV08-00319 H NLS  
13 Plaintiff, )  
14 v. )  
15 AMERICAN GENERAL LIFE )  
16 INSURANCE COMPANIES, )  
17 AMERICAN INSURANCE )  
18 ADMINISTRATORS, and )  
19 AMERICAN GENERAL )  
ASSURANCE COMPANY, and )  
DOES 1 through 20, )  
Defendants. )  
20 )  
21 **DEFENDANTS AMERICAN  
GENERAL LIFE INSURANCE  
COMPANY and AMERICAN  
GENERAL ASSURANCE  
COMPANY'S REQUEST TO MOVE  
THE EARLY NEUTRAL  
EVALUATION CONFERENCE**  
22 )  
23 Scheduled Date: April 8, 2008  
Time: 2:00 pm  
Honorable Nita L. Stormes

24

25 **TO THE HONORABLE NITA L. STORMES, THE PARTIES AND  
THEIR ATTORNEYS OF RECORD:**

26

27 Defendants AMERICAN GENERAL LIFE INSURANCE COMPANY  
("AGLIC") and AMERICAN GENERAL ASSURANCE COMPANY ("AGAC")  
hereby request that the Early Neutral Evaluation Conference set for April 8, 2008  
at 2:00 pm with her honor be continued to the week of May 12, or a date thereafter  
convenient for the Court.

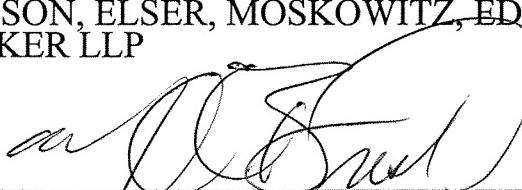
1 Trial counsel for Defendants is not available for an ENE on April 8 as he  
2 must attend a previously scheduled deposition in *Weissberger v. American General*  
3 *Life Insurance Company, et al.*, being taken on April 8 as the parties' response  
4 deadline to Defendant AGLIC'S MSJ is fast approaching. The deposition on April  
5 8 is one in a series of depositions that involve multiple counsel, and parties, being  
6 taken beginning this week in Houston, Texas, next week in Los Angeles, and the  
7 following week in Milwaukee, Wisconsin. The depositions in all three cities  
8 involve AGLIC, or its agent, and require the attendance of counsel for AGLIC &  
9 AGAC.  
10  
11

12 As noted above, counsel for Defendant AGLIC and AGAC, and its  
13 representative, are available the week of May 12 or at the convenience of the  
14 Court, thereafter.  
15  
16

17 Defendants AGLIC and AGAC appreciate the Court's willingness to  
18 consider this request and respectfully ask the date be moved given the unavoidable  
19 conflict with already scheduled depositions that require travel, involve multiple  
20 counsel and parties.  
21  
22

March 31, 2008

WILSON, ELSER, MOSKOWITZ, EDELMAN &  
DICKER LLP

23 By: 

24  
25 ADRIENNE C. PUBLICOVER  
26 MICHAEL K. BRISBIN  
27 Attorneys for Defendants  
28 **AMERICAN GENERAL LIFE INSURANCE  
COMPANY erroneously sued as AMERICAN  
GENERAL LIFE COMPANIES, and  
AMERICAN GENERAL ASSURANCE  
COMPANY**

**CERTIFICATE OF SERVICE**

I am a citizen of the United States. I am over the age of eighteen years and am not a party to the within cause. I am employed in the City and County of San Francisco, California and my business address is 525 Market Street, 17th Floor, San Francisco, California 94105.

On this date I served the following document(s):

**DEFENDANTS AMERICAN GENERAL LIFE INSURANCE COMPANY and  
AMERICAN GENERAL ASSURANCE COMPANY'S REQUEST TO MOVE THE  
EARLY NEUTRAL EVALUATION CONFERENCE**

on the part(y)(ies) identified below, through their attorneys of record, by placing true copies thereof in sealed envelopes addressed as shown below by the following means of service:

XX: **By First Class Mail** -- I caused each such envelope, with first class postage thereon fully prepaid, to be deposited in a recognized place of deposit of the U.S. Mail in San Francisco, California, for collection and delivery to the addressee(s) below following ordinary business practices.

      : **By Personal Service** -- I caused each such envelope to be given to a courier messenger who personally delivered each such envelope to the office of the address.

      : **By Overnight Courier** -- I caused each such envelope to be given to an overnight mail service at San Francisco, California, to be hand delivered to the office of the addressee on the next business day.

      : **Facsimile** --(Only where permitted. Must consult CCP §1012.5 and California Rules of Court 2001-2011. Also consult FRCP Rule 5(e). Not currently authorized in N.D.CA.)

XX: Per order of the Court I caused service to be accomplished on all parties through **CM/ECF File and Serve** for the Southern District of California:

Gregory C. Kane, Esq.  
Email: [gkane@shiffletlaw.com](mailto:gkane@shiffletlaw.com)  
SHIFFLET, KANE & KONOSKE, LLP  
16880 West Bernardo Drive, Suite 250  
San Diego, CA 92127-1615  
Tel: (858) 385-0871  
Fax: (858) 613-0871

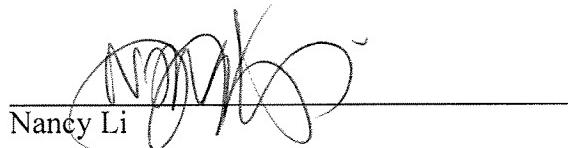
*Attorneys for Plaintiff Deborah Zappa*

John D. Boyle, Esq.  
Email: [jboyle@cbmlaw.com](mailto:jboyle@cbmlaw.com)  
Miguel Hernandez, Esq.  
Email: [mhernandez@cbmlaw.com](mailto:mhernandez@cbmlaw.com)  
CARROLL, BURDICK & McDONOUGH LLP  
633 West 5<sup>th</sup> Street, 51<sup>st</sup> Floor  
Los Angeles, CA 90071  
Tel: (213) 833-4500  
Fax: (213) 833-4555

*Attorneys for Defendant American Insurance Administrators*

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct to the best of my knowledge.

Executed on **March 31, 2008** at San Francisco, California.



Nancy Li

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CERTIFICATE OF SERVICE

USDC SDCA CASE NO.: CV08-00319 H NLS

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